

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION

Call to Order: Chairman Wanda Grinde, on February 16, 2009 at 3:00 P.M., in Room 137 Capitol.

ROLL CALL

Members Present:

Rep. Wanda Grinde, Chairman (D)
Rep. Mark Blasdel, Vice Chairman (R)
Rep. Robin Hamilton, Vice Chairman (D)
Rep. Russell Bean (R)
Rep. Paul Beck (D)
Rep. Joel Boniek (R)
Rep. Frosty Boss Ribs (D)
Rep. Dee Brown (R)
Rep. Edward B. Butcher (R)
Rep. John Fleming (D)
Rep. Bob Lake (R)
Rep. Sue Malek (D)
Rep. Edith (Edie) McClafferty (D)
Rep. Bob Wagner (R)
Rep. Ted Washburn (R)
Rep. Franke Wilmer (D)

Members Excused: None.

Members Absent: None.

Staff Present: Debbie Carlson, Committee Secretary
Jeremy Gersovitz, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 461, 2/11/2009; HB 462,
2/11/2009; HB 474, 2/11/2009; HB
539, 2/11/2009; HB 604, 2/11/2009

Executive Action: HB 432, HB 456, HB 461, HB 462

00:00:00 Chairman Grinde

HEARING ON HB 539

Opening Statement by Sponsor:

00:00:52 Rep. Bill Glaser (R), HD 44, opened the hearing on
HB 539, Revise school funding laws.

[EXHIBIT \(edh36a01\)](#)

[EXHIBIT \(edh36a02\)](#)

Proponents' Testimony:

00:13:00 Jack Copps, Superintendent, Billings Public Schools

00:19:55 Lance Melton, Montana School Boards Association

00:25:44 Dave Puyear, Montana Rural Education Association

[EXHIBIT \(edh36a03\)](#)

00:33:18 Darrel Rud, Executive Director, School Administrators
of Montana

Opponents' Testimony:

00:34:17 Tom Bilodeau, Research Director, Montana Education
Association/Montana Federation of Teachers

00:43:10 Bruce Messinger, Superintendent of Helena Schools

00:46:40 Linda Brannon, School Business Officials

Informational Testimony:

00:47:45 Jim Standeart, Legislative Fiscal Division

Questions from Committee Members and Responses:

00:50:39 Rep. Lake

00:51:00 Mr. Standeart

00:51:34 Rep. Washburn

00:52:25 Ms. Brannon

00:52:44 Rep. Washburn

00:52:46 Ms. Brannon

00:52:56 Rep. Washburn

00:53:22 Mr. Bilodeau

00:55:29 Rep. Washburn

00:55:39 Mr. Bilodeau

00:56:31 Rep. Wilmer

00:57:01 Mr. Copps

00:57:16 Rep. Wilmer

00:57:21 Mr. Copps

00:57:45 Rep. Wilmer

00:57:53 Mr. Bilodeau

00:58:35 Rep. Wilmer
00:59:10 Mr. Bilodeau
01:00:16 Rep. Wilmer
01:00:53 Mr. Bilodeau
01:01:53 Rep. Boniek
01:02:22 Mr. Standeart
01:03:00 Rep. Boniek
01:03:19 Mr. Standeart
01:04:03 Rep. Fleming
01:04:33 Mr. Standeart
01:05:17 Rep. Fleming
01:05:23 Mr. Melton
01:06:01 Rep. Beck
01:06:31 Rep. Glaser

Closing by Sponsor:

01:09:08 Rep. Glaser

HEARING ON HB 604

Opening Statement by Sponsor:

01:19:54 Rep. Robin Hamilton (D), HD 92, opened the hearing on
HB 604, Revise basic entitlements.

EXHIBIT(edh36a04)

Proponents' Testimony:

01:21:56 Jack Copps, Superintendent of Schools, Billings,
Montana
01:26:16 Bruce Messinger, Superintendent of Helena Schools
01:27:09 Darrel Rud, School Administrators of Montana
01:27:50 Bob Runkel, Acting Deputy Superintendent, Office of
Public Instruction

Opponents' Testimony:

01:28:43 Dave Puyear, Montana Rural Education Association

Informational Testimony:

01:34:33 Jim Standeart, Legislative Fiscal Division

Questions from Committee Members and Responses:

01:36:14 Rep. Boniek
01:36:34 Mr. Copps
01:38:03 Rep. Washburn

01:38:33 Mr. Copps
01:40:23 Rep. Washburn
01:40:37 Mr. Copps
01:41:13 Rep. Butcher
01:42:10 Mr. Copps
01:42:57 Rep. Butcher
01:44:22 Mr. Copps
01:45:08 Rep. Butcher
01:45:25 Mr. Copps
01:45:47 Rep. Wagner
01:47:22 Mr. Copps
01:49:22 Rep. Wilmer
01:49:36 Mr. Copps
01:49:55 Rep. Wilmer
01:50:48 Mr. Puyear
01:52:04 Rep. Wilmer
01:52:27 Mr. Puyear

Closing by Sponsor:

01:53:01 Rep. Hamilton

Break

Reconvene

HEARING ON HB 474

02:06:49 Mark Blasdel, Vice Chairman

Opening Statement by Sponsor:

02:07:04 Rep. Dave McAlpin (D), HD 94, opened the hearing on
HB 474, Encourage increased youth physical activity.

EXHIBIT(edh36a05)

Proponents' Testimony:

02:12:54 Cliff Christian, American Heart Association, American
Stroke Association

EXHIBIT(edh36a06)

02:15:27 Deborah Sension-Hall, Concerned Professional, Missoula,
Montana

Opponents' Testimony:

02:20:03 Bob Vogel, Montana School Boards Association

Informational Testimony:

02:23:41 Todd Harwell, Department of Health and Human Services

Questions from Committee Members and Responses:

02:24:03 Rep. Butcher

02:24:46 Rep. McAlpin

02:25:26 Rep. Butcher

02:25:48 Rep. McAlpin

Closing by Sponsor:

02:26:11 Rep. McAlpin

HEARING ON HB 461

Opening Statement by Sponsor:

02:32:25 Rep. Elsie Arntzen (R), HD 53, opened the hearing on
HB 461, Reporting for achievement gap funds.

[EXHIBIT](#)(edh36a07)

Proponents' Testimony:

02:36:55 Terry Kendrick, Montana Indian Education Association

Opponents' Testimony:

02:38:00 Lance Melton, Montana School Boards Association

Informational Testimony:

02:40:54 Bob Runkel, Acting Deputy Superintendent, Office of
Public Instruction

[EXHIBIT](#)(edh36a08)

Questions from Committee Members and Responses:

02:44:19 Rep. Wilmer

02:45:18 Mr. Runkel

02:46:29 Rep. Wilmer

02:47:00 Mr. Runkel

Closing by Sponsor:

02:47:48 Rep. Arntzen

HEARING ON HB 462

Opening Statement by Sponsor:

02:48:39 Rep. Elsie Arntzen (R), HD 53, opened the hearing on
HB 462, Revise use of at-risk student payment.

Proponents' Testimony:

Terry Kendrick, Montana Indian Education Association

Opponents' Testimony:

Lance Melton, Montana School Boards Association

Informational Testimony:

02:50:00 Bob Runkel, Assistant Superintendent, Office of Public
Instruction

Questions from Committee Members and Responses: None.

Closing by Sponsor:

02:50:44 Rep. Arntzen

02:51:46 Rep. Grinde

EXECUTIVE ACTION ON HB 432

02:58:47 Chairman Grinde

03:00:49 **Motion:** Rep. Hamilton moved that **HB 432 DO PASS.**

Discussion:

02:59:26 Rep. Butcher

03:00:21 Rep. Bean

03:00:47 Chairman Grinde

03:01:10 Rep. Butcher

03:01:29 Rep. Bean

03:01:37 Chairman Grinde

03:01:45 Bob Vogel, Montana School Boards Association

03:02:28 Chairman Grinde

03:02:52 **Vote:** Motion carried unanimously by voice vote. Reps.
Brown, Malek, Lake and Beck voted by proxy.

EXECUTIVE ACTION ON HB 456

03:03:58 **Motion:** Rep. Hamilton moved that **HB 456 DO PASS.**

Discussion:

03:04:18 Rep. McClafferty
EXHIBIT (edh36a09)

03:05:19 **Motion/Vote:** Rep. McClafferty moved that **AMENDMENT ON HB 456 DO PASS.** Motion carried unanimously by voice vote. Reps. Brown, Malek, Lake and Beck voted by proxy.

Discussion:

03:05:21 Rep. Wilmer
03:05:36 Rep. Washburn
03:05:44 Rep. Wilmer
03:06:30 Rep. Washburn
03:06:57 Chairman Grinde
03:07:10 Bob Runkel
03:07:37 Rep. Washburn
03:08:02 Rep. Butcher
03:09:38 Rep. McClafferty
03:10:01 Rep. Washburn
03:10:45 Rep. Wilmer
03:12:01 Mr. Runkel
03:13:22 Rep. Boniek

03:14:23 **Vote:** Motion failed 6-10 with Reps. Hamilton, Wilmer, Malek, McClafferty, Beck and Grinde voting aye. Reps. Brown, Malek, Lake and Beck voted by proxy.

03:16:06 **Motion/Vote:** Rep. Wilmer moved that **HB 456 BE TABLED.** Motion carried unanimously. Reps. Brown, Malek, Lake and Beck voted by proxy.

EXECUTIVE ACTION ON HB 461

03:17:07 **Motion:** Rep. Hamilton moved that **HB 461 DO PASS.**

Discussion:

03:17:18 Rep. Bean
03:18:20 Rep. Fleming
03:18:52 Rep. Wilmer
03:19:21 Mr. Runkel
03:20:10 Rep. Wilmer
03:20:23 Mr. Runkel

03:20:41 Rep. Butcher
03:20:56 Mr. Runkel
03:21:27 Rep. Butcher
03:23:15 Mr. Runkel
03:24:33 Rep. Calf Boss Ribs
03:25:50 Rep. McClafferty
03:26:37 Chairman Grinde
03:26:54 Rep. McClafferty
03:27:03 Rep. Butcher

03:28:54 **Vote:** Motion failed 7-9 by roll call vote with Reps. Hamilton, Wilmer, Fleming, Malek, McClafferty, Boss Ribs and Grinde voting aye. Reps. Brown, Malek, Lake and Beck voted by proxy.

03:30:45 **Motion/Vote:** Rep. Hamilton moved that **HB 461 BE TABLED**. Motion carried unanimously. Reps. Brown, Malek, Lake and Beck voted by proxy.

EXECUTIVE ACTION ON HB 462

03:31:26 **Motion:** Rep. Wilmer moved that **HB 462 DO PASS**.

Discussion:

03:31:57 Rep. Boniek
03:32:22 Mr. Runkel
03:33:12 Rep. Bean

03:33:59 **Vote:** Motion failed 11-5 by roll call vote with Reps. Wilmer, Fleming, Malek, Calf Boss Ribs and Grinde voting aye. Reps. Brown, Malek, Lake and Beck voted by proxy.

03:34:51 **Motion/Vote:** Rep. Hamilton moved that **HB 462 BE TABLED**. Motion carried unanimously. Reps. Brown, Malek, Lake and Beck voted by proxy.

ADJOURNMENT

03:35:27 Adjournment: 6:45 P.M.

Debbie Carlson, Secretary

dc

Additional Documents:

EXHIBIT ([edh36aad.pdf](#))